

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

CORLA JACKSON

Plaintiff,

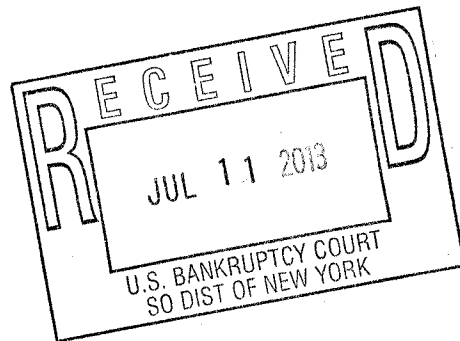
V.

NO. 12-12020 MG

RESIDENTIAL CAPITAL CORPORATION
LLC, ET,AL/ GMAC MORTGAGE
CORPORATION, ET AL

Defendants.

COURT ORDER
IN THE DISTRICT COURT OF MOBILE COUNTY ALABAMA



**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA**

CORLA JACKSON

Plaintiff,

V.

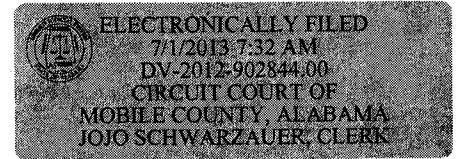
NO. 12-00111-KD-B

GMAC MORTGAGE
CORPORATION, ET AL

Defendants.

COURT ORDER
IN THE DISTRICT COURT OF MOBILE COUNTY ALABAMA

FILED JUL 8 13 PM 2 54 USDC ALB



IN THE DISTRICT COURT OF MOBILE COUNTY, ALABAMA

GMAC MORTGAGE, LLC,

Plaintiff,

v.

JACKSON CORLA,

Defendant.

Case No.: DV-2012-902844.00

ORDER

THIS CASE IS AN ACTION BY A MORTGAGE/FINANCE COMPANY (THE PLAINTIFF) TO EVICT A TENANT (THE DEFENDANT) OCCUPYING PROPERTY UPON WHICH THE PLAINTIFF FORECLOSED AND TO WHICH THE PLAINTIFF OBTAINED TITLE BY VIRTUE OF SAID FORECLOSURE. THIS ACTION WAS FILED UNDER THE ALABAMA UNIFORM LANDLORD TENANT ACT (SECTION 35-9A-101, ET SEQ., CODE OF ALABAMA, 1975) AND ALABAMA'S UNLAWFUL DETAINER LAW (SECTION 6-6-310, CODE OF ALABAMA, 1975). FROM THE EVIDENCE PRESENTED, THERE IS NO INDICATION THAT A "LEASE" EXISTED BETWEEN THE PARTIES DIRECTLY INVOLVED HERE. AFTER A CAREFUL, DETAILED, AND DELIBERATE REVIEW OF THE EXTENSIVE PLEADINGS FILED HEREIN, THE TESTIMONY AND ARGUMENT PRESENTED AT THE TRIAL OF THIS CASE, AND LEGAL RESEARCH OF THE APPLICABLE STATUTES AND CASE LAW, THE COURT IS LEFT WITH THE CONCLUSION THAT THE INSTANT CASE IS NOT RIPE FOR RESOLUTION AS AN "EVICTION" ACTION AS FILED, BUT MAY BE APPROPRIATE AS AN "EJECTMENT" ACTION OR OTHER LEGAL PROCEEDING. CONSEQUENTLY, THE COURT ENTERS JUDGMENT IN FAVOR OF THE DEFENDANT.

DONE this 1st day of July, 2013

/s/ GEORGE N. HARDESTY, JR.

DISTRICT JUDGE

CERTIFICATE OF SERVICE

I certify that on July 8, 2013 a true and correct copy of this Court Order was served to each person listed below. Total Number Of Pages 6

C.C. COPIES TO:

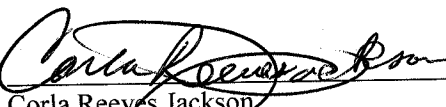
THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DIVISION OF NEW YORK
ONE BOWLING GREEN
NEW YORK, NEW YORK. 10004-1408
SECURITY'S EXCHNAGE (SEC)
FEDERAL RESERVE
AUDIT DEPARTMENT

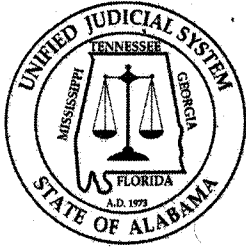
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AlaFile E-Notice

02-DV-2012-902844.00

Judge: GEORGE N. HARDESTY, JR.

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NOTICE OF ELECTRONIC FILING

IN THE DISTRICT COURT OF MOBILE COUNTY, ALABAMA

GMAC MORTGAGE, LLC V. CORLA JACKSON
02-DV-2012-902844.00

The following matter was FILED on 7/1/2013 7:32:16 AM

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205 GOVERNMENT STREET
MOBILE, AL 36644

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